IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 363 OF 2004

IN

WRIT PETITION No. 2889 OF 2004

Shanta Sadan Co-op. Housing Society Ltd. .. Petitioner

V/s

Municipal Corporation of Greater Mumbai & Ors. .. Respondents

And

Ganesh Enterprises .. Intervenors

Mr.Merchant with Mr.K. Kanta i/b RMG Law Associates for the Intervenors in support of the notice of Motion.

Ms.Rita Bhatia for the Petitioners.

Ms.P.A. Purandare for Respondent No.1 & 3.

CORAM : H.L. GOKHALE & ABHAY S. OKA, JJ.

DATE : 27TH JANUARY 2006

P.C. :

1. Heard Mr.Merchant in support of this motion which is taken out by the Intervenors to intervene in the petition. It is their case that they are the auction purchaser of the concerned property. Ms.Bhatia for the Petitioners opposes the prayer. Even so, considering that the main question in the petition is

regarding the purported auction sale, we grant this motion in terms of prayer (a). The Intervenors will be permitted to intervene in the main petition.

2. Motion stands disposed of.

(H.L. GOKHALE, J.)

(ABHAY S. OKA, J.)